

## Article - Criminal Law

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§10–111.

- (a)
  - (1) In this section the following words have the meanings indicated.
  - (2) “Bodily fluid” means blood, urine, saliva, or other bodily fluid.
  - (3)
    - (i) “Bodily fluid adulterant” means any substance or chemical that is intended, for the purpose of altering the results of a drug or alcohol screening test, to be:
      - 1. consumed by a person;
      - 2. introduced into the body of a person; or
      - 3. added to or substituted for a sample of bodily fluid.
    - (ii) “Bodily fluid adulterant” includes synthetic urine.
  - (4) “Controlled dangerous substance” has the meaning stated in § 5–101 of this article.
  - (5) “Drug” has the meaning stated in § 5–101 of this article.
  - (6) “Drug or alcohol screening test” means an analysis of a sample of bodily fluid collected from a person for the purpose of detecting the presence of alcohol, drugs, or a controlled dangerous substance in the bodily fluid of the person.
- (b) A person may not, with intent to defraud or alter the outcome of a drug or alcohol screening test:
  - (1) alter a bodily fluid sample;
  - (2) substitute a bodily fluid sample, in whole or in part, with:
    - (i) a bodily fluid sample of another person or animal; or
    - (ii) any other substance;
  - (3) possess or use a bodily fluid adulterant;

- (4) sell, distribute, or offer to sell or distribute:
  - (i) any bodily fluid from a human or any animal; or
  - (ii) any bodily fluid adulterant; or
- (5) transport into the State:
  - (i) any bodily fluid from a human or any animal; or
  - (ii) any bodily fluid adulterant.

(c) A person who violates this section is guilty of:

- (1) for a first violation, a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year or a fine not exceeding \$1,000 or both; and
- (2) for each subsequent violation, a misdemeanor and on conviction is subject to imprisonment not exceeding 3 years or a fine not exceeding \$5,000 or both.

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